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Attorneys for the United States of America

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. CR 06-0692 PJH
)	
Plaintiff,)	
)	STIPULATION AND [PROPOSED]
v.)	ORDER CONTINUING HEARING AND
)	EXCLUDING TIME UNDER THE
IL UNG KIM, et al.,)	SPEEDY TRIAL ACT
)	
Defendants.)	

The parties stipulate as follows:

On February 7, 2007, Il Ung Kim and his counsel, Christopher M. Curran, Eric Grannon and Lawrence Callaghan, Gary Swanson and his counsel, John J. Bartko, Bill Edlund and John F. McLean, and the United States Department of Justice, represented by Niall E. Lynch and E. Kate Patchen, appeared before Judge Phyllis J. Hamilton on separate motions for bill of particulars filed by the defendants. The Court continued both motions to February 14, 2007 to give the parties an opportunity to meet and confer regarding a possible negotiated resolution of the motions. On February 9, 2007, the parties met and conferred and agreed that additional time was needed in order to resolve the outstanding issues between the parties. Subject to Court approval, the parties agreed to continue the motions until February 28, 2007 to allow for additional opportunities to meet and confer.

Furthermore, the defendants, through counsel, and the government agree to an exclusion of time under the Speedy Trial Act from February 7, 2007 to February 28, 2007, due to delay resulting from the two motions for bill of particulars currently pending before this Court. *See* 18 U.S.C. § 3161(h)(1)(F).

For the reasons stated, the parties request that the hearing on the motions for bill of particulars currently scheduled for February 14, 2007 be continued to February 28, 2007. Furthermore, the parties request that the time period from February 7, 2007 to February 28, 2007 be excluded from the calculation of time under the Speedy Trial Act, 18 U.S.C. § 3161(h)(1)(F). The parties reserve all of their rights, including their rights to oppose any further exclusion of time.

DATED: February 12, 2007

Respectfully submitted,

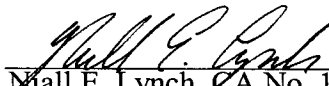
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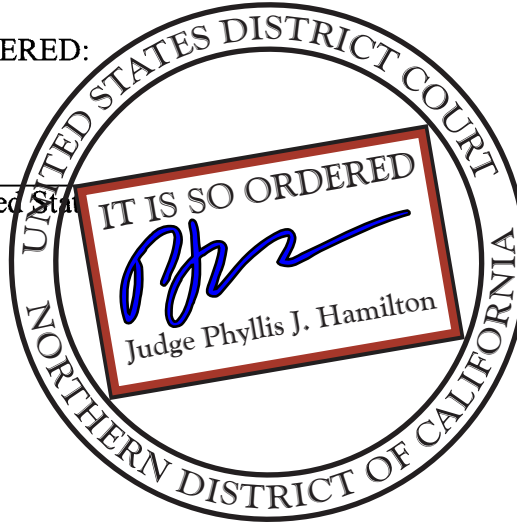

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8 PURSUANT TO STIPULATION, IT IS SO ORDERED:

9 Dated: 2/13/07

10 United States



CERTIFICATE OF SERVICE

I certify under penalty of perjury that I filed this document electronically on February 12, 2007, through the Electronic Case Filing portal of the U.S. District Court, Northern District of California. Under N.D. Cal. Local Rule General Order 45, all counsel appearing in this matter will receive an electronic copy of this filing.

Dated: February 12, 2006


Michael E. Lynch